

#54
05/16/2023

(O-2023-142)

ORDINANCE NUMBER O- 21645 (NEW SERIES)

DATE OF FINAL PASSAGE MAY 23 2023

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING EXECUTION OF THE FIRST AMENDMENT TO THE AGREEMENT WITH ASSETWORKS, INC., FOR FLEET MANAGEMENT INFORMATION SYSTEM SERVICES.

WHEREAS, the Department of General Services, Fleet Operations Division (FOD) provides City of San Diego (City) departments with comprehensive fleet management services by providing a dependable fleet of over 4,500 motive vehicles and equipment. FOD has used the FleetFocus Fleet Management Information System for over 20 years, serving as the City's fleet management information system of record, including maintaining details of the acquisition, upfitting, repair, maintenance, parts inventory and issuance, and disposal of City vehicles and equipment maintained by FOD; and

WHEREAS, on February 6, 2017, the City executed a five (5) year Software License Agreement (Software License Agreement) with Assetworks, Inc., formerly known as AssetWorks LLC (Assetworks), for a software license and for maintenance services. The term of the Software License Agreement expired on February 6, 2022; and

WHEREAS, on February 7, 2017, the City executed a five (5) year contract with Assetworks to provide hosting services which expired on February 7, 2022; and

WHEREAS, on October 28, 2022, the City entered into a Master Agreement with Assetworks (Master Agreement) for a term of one year in an amount not to exceed \$230,000 in order to provide time to complete a Request for Proposal process to establish a long-term agreement for Fleet Management Information System (FMIS) services. The Master Agreement resulted from an approved sole source (approved on June 27, 2022) and the passage of

San Diego Ordinance O-21515 (Aug. 10, 2022). The Master Agreement is for the maintenance, support, and hosting of the City's FleetFocus FMIS and is effective retroactive to July 1, 2022; and

WHEREAS, due to the complex nature of the services requested, the development of the Request for Proposal (RFP) took more time than originally anticipated. On January 13, 2023, the Purchasing and Contracting Department issued RFP No. 10089978-23-V, Cloud-Based FMIS to solicit bids for a new FMIS contract. The RFP closed on February 28, 2023; and

WHEREAS, while the Evaluation Committee is currently evaluating proposals in response to the RFP, the City will not be able to complete the RFP process, City Council approval, and execution of a new contract award before the current contract term ends on June 30, 2023. Continuation of services is critical to ensure the City is able to remain operational through the use of FMIS and ensure the historical and current data integrity within FMIS. Maintaining continuous historical data is critical in understanding the use of our fleet and benchmarking vehicle statistics and performance to optimize our fleet; and

WHEREAS, under Charter section 99, no contract, agreement or obligation extending for a period of more than five years may be authorized except by Ordinance approved by a two-thirds majority vote of the City Council; and

WHEREAS, the Office of the City Attorney has drafted this ordinance based on the information provided by City staff with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That the Mayor, or his designee, is authorized to execute, for and on behalf of the City, the First Amendment to the Master Agreement with AssetWorks, Inc., to extend the Agreement term by six (6) months with an option to extend the term for an additional six (6)

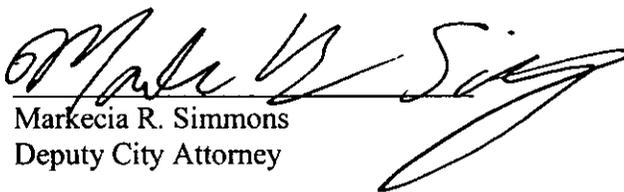
months through June 30, 2024, and to increase the not-to-exceed amount by \$219,506.12 for continuation of software maintenance, support, and hosting of the City's FleetFocus Fleet Management Information System, bringing the total Master Agreement to a not-to-exceed amount of \$449,506.12, under the terms and conditions set forth in the First Amendment to the Master Agreement, on file with the Office of the City Clerk as Document No. OO- 21645.

Section 2. That the Chief Financial Officer is authorized to expend an amount not-to-exceed \$449,506.12 from the applicable Fleet Operations Fund (Fund Number 720000), over the term of the Master Agreement, as amended, for continuation of software maintenance, support, and hosting of the City's FleetFocus Fleet Management Information System through June 30, 2024, contingent upon adoption of the Annual Appropriation Ordinance for the applicable fiscal year, and contingent upon the Chief Financial Officer furnishing one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

Section 3. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the Council and the public prior to the day of its passage.

Section 4. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Markecia R. Simmons
Deputy City Attorney

MRS:cw
4/10/2023
Or.Dept: General Services, Fleet Operations Division
CC No.: N/A
Doc. No.: 3274354

Passed by the Council of The City of San Diego on MAY 16 2023, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAY 23 2023.

AUTHENTICATED BY:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Connie Patterson Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

APR 25 2023, and on MAY 23 2023.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Connie Patterson, Deputy

Office of the City Clerk, San Diego, California
Ordinance Number O- <u>21645</u>